

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION

UNITED STATES OF AMERICA,)	
)	
)	
v.)	
)	
PEDRO ANTHONY ROMERO CRUZ,	)	Case Nos. 1:14-cr-00306-GBL-1
JOSE LOPEZ TORRES,	)	1:14-cr-00306-GBL-2
JAIME ROSALES VILLEGAS,	)	1:14-cr-00306-GBL-3
ALVIN GAITAN BENITEZ,	)	1:14-cr-00306-GBL-4
CHRISTIAN LEMUS CERNA,	)	1:14-cr-00306-GBL-5
OMAR DEJESUS CASTILLO,	)	1:14-cr-00306-GBL-6
DOUGLAS DURAN CERRITOS,	)	1:14-cr-00306-GBL-7
MANUEL ERNESTO PAIZ GUEVARA,	)	1:14-cr-00306-GBL-8
JOSE DEL CID,	)	1:14-cr-00306-GBL-9
JESUS ALEJANDRO CHAVEZ,	)	1:14-cr-00306-GBL-10
JUAN CARLOS MARQUEZ AYALA,	)	1:14-cr-00306-GBL-11
ARAELY SANTIAGO VILLANUEVA,	)	1:14-cr-00306-GBL-12
GENARO SEN GARCIA,	)	1:14-cr-00306-GBL-13
)	
Defendants.)	

FINAL PRETRIAL ORDER

This matter is before the Court on trial procedures for the **six-week jury trial** commencing on **Monday, March 21, 2016**.

IT IS HEREBY ORDERED:

I. Pretrial Motions

A. Any further dispositive motions, including motions for summary judgment, and any pretrial motions, including motions in limine, are to be filed no later than **Friday, February 12, 2016 at 5:00 p.m.;**

B. All oppositions to dispositive and pretrial motions are to be filed no later than **Friday, February 26, 2016 at 5:00 p.m.;**

C. A hearing on all dispositive and pretrial motions is scheduled for **Friday, March 11, 2016 at 10:00 a.m.** Any motions *in limine* will be decided on the papers, unless the judge determines otherwise;

D. All motions, oppositions to motions, replies, and other supporting documents are to be **electronically filed** and **two courtesy copies** should be delivered to Chambers. Courtesy copies of motions, oppositions to motions, replies, and other supporting documents should be grouped together and delivered in two separately tabbed binders; and

II. Jury Instructions and Voir Dire

A. A jury instruction conference will be conducted before closing arguments. The purpose of the jury instruction conference is to determine which instructions will be given to the jury;

B. To prepare for the jury instruction conference, the parties must meet and confer. Parties should review their proposed jury instructions based on the evidence or course of proceedings at trial and determine which instructions are agreed upon and which are disputed;

C. The parties shall electronically file and submit to chambers **one joint set of agreed upon jury instructions by Monday, March 7, 2016 at 5:00 p.m.** The parties must submit two hard copies (one with citations and one without) and one email that contains the two files (one with citations and one without) in MS Word format. The instructions submitted should be the full verbatim instructions that the parties would like read to the jury. An illustrative copy of a sample jury instruction is attached to this Order;

D. The parties shall also **electronically file and submit to chambers disputed jury instructions and a verdict form by Monday, March 7, 2016 at 5:00 p.m.** at 5:00 p.m. Each party must submit their own hard copies and emails that contain the files (one

with citations and one without) in MS Word format. For identification purposes, the Government should letter its set of disputed instructions and the defendants should number their set of disputed instructions. A brief statement of objections or argument in support of the instruction should be appended to each disputed instruction;

E. During the jury instruction conference, the Court will hear brief argument from both sides on any disputed instructions and decide what instruction will be given. The Court will decide whether to give an instruction and how the instruction will be worded. Before or during the conference, the parties may withdraw previously proposed instructions as necessary;

F. Before instructing the jury, the Court will provide all parties with a copy of the jury instructions that will be used so that the parties may follow the reading in court. The Court will provide several copies of the jury instructions for the jury's use during deliberations; and

G. Voir Dire. The judge will conduct the questioning. Each party should **electronically file and submit** proposed questions as set forth in the local rules no later than **Monday, March 7, 2016 at 5:00 p.m. at 5:00 p.m.** The parties should submit two courtesy copies of any proposed questions submitted directly to Chambers. Any additional questions that may arise after submission of any proposed questions should be submitted directly to Chambers prior to the commencement of voir dire;

III. Technology in Court

A. Laptop Computers. Counsel is permitted to use laptop computers in the courtroom during trial. Please submit to my career law clerk, Avier Gaitan

(Avier_Gaitan@vaed.uscourts.gov), a joint proposed order regarding the electronics you would like permission to bring into the courthouse no later than **5:00 p.m. on Monday, March 7, 2016;**

B. Document Display System. If Counsel desires to use the document display/video system, please contact the Clerk's Office to request that the system be set up prior to trial. Counsel must arrange with the Clerk's Office to be trained on the document camera, the system used to display exhibits, before trial begins. No documents should be placed on the system, which have not been shown to opposing counsel and admitted into evidence by the Court; and

IV. Court Hours

A. The Court will sit Monday to Thursday, from 10:00 a.m. until 5:00 p.m. The lunch recess will be from 1:00 to 2:00 p.m.

IT IS SO ORDERED.

ENTERED this 8th day of January, 2016.

Alexandria, Virginia

/s/
Gerald Bruce Lee
United States District Judge

JURY INSTRUCTION NO. _____

Stipulations

The plaintiff and the defendant have entered into stipulations as to certain facts. A stipulation is an agreement among the parties that a certain fact is true. You should therefore treat those facts as true as having been proved.

(Adapted from 1 Sand, Siffert, Loughlin, Reiss, Modern Federal Jury Instructions, Section 5.02, Instruction 5-6).)

JURY INSTRUCTION NO. ____

The plaintiff and the defendant have entered into stipulations as to certain facts. A stipulation is an agreement among the parties that a certain fact is true. You should therefore treat those facts as true as having been proved.